

**DISCLAIMER**

*This electronic version of an SCC order is for informational purposes only and is not an official document of the Commission. An official copy may be obtained from the [Clerk of the Commission, Document Control Center](#).*

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, NOVEMBER 15, 2002

COMMONWEALTH OF VIRGINIA, ex rel.,

STATE CORPORATION COMMISSION

CASE NO. PUE-1999-00175

Appalachian Power Company  
1998 Annual Informational Filing

APPLICATION OF

APPALACHIAN POWER COMPANY

CASE NO. PUE-2000-00173

For Extension of Time to File  
Annual Informational Filing and  
Earnings Test

APPLICATION OF

APPALACHIAN POWER COMPANY

CASE NO. PUE-2001-00170

For Extension of Time to File  
Annual Informational Filing and  
Earnings Test

**ORDER CLOSING CASES**

On March 27, 2002, the Staff of the State Corporation Commission ("Commission") filed a motion to close the above-captioned cases. In support of its motion, the Staff stated that in Case No. PUE-2001-00170, it filed its Report on Appalachian Power Company d/b/a American Electric Power's ("Appalachian" or the "Company") annual informational filing ("AIF") for the calendar year 2000, which summarizes the Staff's evaluation of the Company's three-year alternative regulatory plan ("Plan"). In the Report filed on January 28, 2002, the Staff concluded that, on a net cumulative basis over the three-year period of the Plan, the Company earned less than the established 10.85% benchmark return on equity. The Staff found that the net cumulative underearnings after the 1998, 1999, and 2000 Plan years totaled \$7,005,159.

Therefore, because no cumulative overearnings existed as of the Plan's conclusion in 2000, the Staff found that no refund was warranted per the provisions of the Plan.

In Appalachian's response to the Report, filed on March 1, 2002, the Company stated that it agrees with the Staff's conclusion, but disagrees with the size of the underearnings described by the Staff. In its response, Appalachian stated that it does not object, however, to a recommendation to close the above-captioned cases, which have remained pending before the Commission, so that they could be evaluated together for purposes of the Plan.

In its motion, the Staff states that the Staff and Company agree that, overall, the Company earned below the established 10.85% benchmark return on equity during the Plan. The Staff recommended that the Commission close Case Nos. PUE-1999-00175, PUE-2000-00173, and PUE-2001-00170, since those cases remained open only to evaluate the earnings for purposes of the Plan.

Because there appears to be no further action required by the Commission in these cases, we find that this docket should be closed.

Accordingly, IT IS ORDERED THAT these cases be, and hereby are, DISMISSED from the Commission's docket of active cases.